IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE M.N.KRISHNAN

THURSDAY, THE 13TH DECEMBER 2007 / 22ND AGRAHAYANA 1929

CRP.No. 1079 of 2007()

AGAINST THE ORDER IN IA.NO.3077/2005 IN LAR.218/1998
of ADDL.SUB COURT,KOLLAM

.....

REVN. PETITIONER: PETITIONER/CLAIMANT

SARASAKUMARI, THEVANATH VADAKKATHIL,
PALLISSERIKKAL MURI, SASTHAMKOTTA VILLAGE,
KUNNATHUR TALUK.

BY ADV. SRI.K.SASIKUMAR

RESPONDENT/RESPONDENT

STATE OF KERALA, REPRESENTED BY THE
DISTRICT COLLECTOR, KOLLAM.

BY SR.GOVERNMENT PLEADER SRI. PUZHAKKARA MUHAMMED

THIS CIVIL REVISION PETITION HAVING COME UP FOR ADMISSION ON 13/12/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

M.N.KRISHNAN, J.

C.R.P. NO. 1079 OF 2007

Dated this the 13th day of December, 2007

ORDER

This revision petition is filed against the order of the Subordinate Judge, Kollam in IA 3077/05 in LAR 218/98. The Land Acquisition Reference was answered against the claim for non prosecution and when an application for review is filed, that was also dismissed. It is against that decision the present civil revision petition is filed. In another connected matter, I found that since the court had applied its mind and passed the award, I directed the parties to file an appeal against the award. It was also held that rightly or wrongly, claimants have been prosecuting the matter at different platforms seeking for justice and their fault was that they did not attend when the case was listed. I also observed that when an appeal is preferred the delay caused in filing the appeal has to be considered sympathetically. Therefore since the matter arises out of the same batch of cases, which are disposed of by a common order, I dispose of this revision petition also in the above lines.

The Civil Revision Petition is disposed of accordingly with liberty to the review petitioner to prefer appeal.

M.N.KRISHNAN, JUDGE

vps